

KLEIN & FOLCHETTI

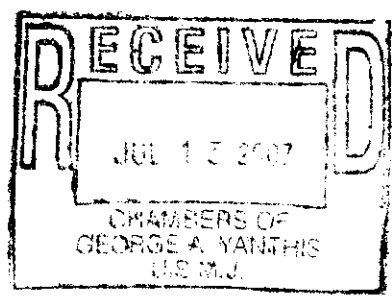
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October 24, 2005

VIA FACSIMILE TO
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Honorable George A. Yanthis
United States District Court
Southern District of New York
300 Quarropas Street
White Plains, New York 10601

Re: Diomina Asto v. Theresa Better & Roberto Better
Return Date: July 13, 2007
Case Number: 07 CIV 4787

Dear Honorable Sir:

Please be advised that this office represents the plaintiff in the above referenced action.

I am requesting permission to file our reply papers of our Memorandum of law to remand this case to New York State Supreme Court to July 24, 2007, due to the fact that Mr. Folchetti is out of town and did not realize at the time of the teleconference he would not be here and should have taken this fact into consideration during the initial briefing schedule. We apologize to any inconvenience of the Court and will file such papers before the deadline.

Should you require additional information, please contact me.

Thank you for your attention.

Respectfully yours,
NUKY COSTANTINI
NUKY COSTANTINI
Paralegal

cc. Law Office of Thomas K. Moore
914-285-8510

Granted. No further adjournments. So ordered.

George A. Yanthis
USMD
7/16/07